

the fire alarm system of the said City of Sherbrooke;

"And considering further that said petitioners were and are by law and by the enactments of the Legislature of the Province of Quebec, and particularly by the provisions of Articles 752 and 757 of the Municipal Code, vested with and owners of all such streets and squares, and owners of the ground occupied by such streets and squares, and had and have the control thereof, of which ownership and control they can only be deprived and divested by the authority of the Legislature of this Province by special enactment;

"And considering that respondents have failed to prove that by any Act of the Legislature of the Province they had or have any right to enter in and upon the streets and squares of the said City of Sherbrooke, and to make excavations therein, and to construct works of demolition or construction therein or thereon, and to stretch their wires in, along, above and across said streets, against the will of the said City of Sherbrooke and its Municipal Council, or without their consent, which respondents claim to have done and to have a right to do, in their third plea filed herein;

"Considering that in view of the importance of the fire alarm system of petitioner and the electric light system furnished by petitioner for the necessary protection and safety of the inhabitants of the said city from fire and the necessity of lights which are effectually carried on in said city by means of poles and wires planted in and on, and carried over, along and across the streets and squares of said city in every direction;

"And considering that any interference with, or danger to, the said works under the control of said city, and necessary as aforesaid for the safety and convenience of the inhabitants thereof, must prove most injurious and disastrous, and that the said city are responsible for the proper supervision of their said works, the efficiency whereof is endangered by multiplying and increasing the number of similar wires and poles in the streets of said city, in which there are, besides those controlled by and erected as aforesaid for the safety and con-

venience of the inhabitants of said city, other telegraph and telephone systems specially authorized to construct and carry their works by means of poles and wires along the streets of said city, subject, however, to supervision and control as provided by the Legislature or the municipal authorities of said city;

"And considering further that petitioners have not been divested by any competent authority of their right of ownership of and control over the streets and squares of said city;

"Doth grant the prayer of petitioners in so far that said respondents are ordered to suspend and stop the planting of telephone poles and the carrying and stretching of their wires in, along and across the streets and squares of the City of Sherbrooke, and to stop all works of excavation and demolition and construction in, upon and over said streets and squares and every of them, and in so far as above stated doth make said injunction permanent, reserving to petitioners their legal rights and remedies so far as relates to the demolition of the works already constructed, the whole with costs dis-traits, etc."

Injunction maintained.

*Ives, Brown & French*, attorneys for petitioners.

*Terrill*, attorney for respondents.

*A. S. Hurd*, counsel.

#### INSOLVENT NOTICES, ETC.

*Quebec Official Gazette, Nov. 2.*

##### Judicial Abandonments.

Joseph Elzéar Asselin, trader, St. Joseph d'Alma, Oct. 26.

Joseph Stanislas Jérôme Beaulieu, doing business under the name of Jos. S. Beaulieu & Co., Quebec, Oct. 30.

Wm. Bertrand, doing business under the name of Wm. Bertram & Co., manufacturer, Montreal, Oct. 17.

Duncan Everett Dewar, Aylmer, Oct. 25.

Joseph Donati, jeweller, Quebec, Oct. 26.

Martin, Granger & Co., Montreal, Oct. 28.

Benjamin Hugman, trader, Montreal, Oct. 28.

Joseph Adrien Leguerrier, Ste. Scholastique, Oct. 23.

F. Pennée et al., Quebec, Oct. 23.

Robitaille, Bernier & Bernier, dry goods merchants, Quebec, Oct. 28.

##### Curators appointed.

*Re* Anselme Asselin, St. Joseph d'Alma.—D. Arcand, Quebec, curator, Oct. 28.